

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA
DOCKET NO. 2012- -T

FILED

MAIL ROOM

IN RE: Petition of the Office of Regulatory Staff to)
Rescind the Order of the Public Service) **MOTION TO RESCIND**
Commission Granting a Class C Non-) **COMMISSION**
Emergency Certificate of Public Convenience) **ORDERS**
And Necessity to Certain Motor Carriers For)
Failure to Comply with Their Commission)
Order)

The South Carolina Office of Regulatory Staff ("ORS") hereby moves and requests that the Public Service Commission of South Carolina ("Commission") Rescind its Orders granting Class C Non-Emergency Certificates to Motor Carriers listed in Attachment A to this Motion (see Affidavit of Carole Chauvin).

As stated in the Orders, the Commission ruled that All Companies ("Applicants"), also referenced in Attachment A, were to file or cause to have filed with ORS within sixty (60) days of the Order "the proper license fees, proof of liability insurance (i.e. "Form E"), and other information required by S.C. Code Ann. Section 58-23-10 et seq. (1976), as amended and by 26 S.C. Code Ann. Regs. 103-100 through 103-241 (Supp. 2011) of the Commission's Rules and Regulations for Motor Carriers...."

In support of this Motion, ORS would respectfully show:

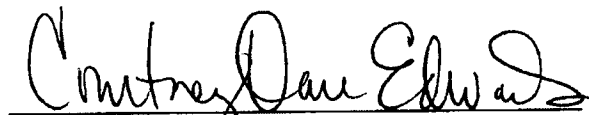
1. That as of August 23, 2012, ORS has not yet received from the Applicants the proof of insurance (i.e. "Form E") as required by 26 S.C. Code Ann. Regs. 103-171, the records

inspection as required by 26 S.C. Code Ann. Regs. 103-133 (7), and the vehicle(s) inspection as required by 26 S.C. Code Ann. Regs. 103-150, see Attachment A.

2. That as a result of the Applicants failure to provide ORS with the Form E, the records inspection, and the vehicle(s) inspection, the Applicants have failed to comply with the conditions set forth in the Commission Order, and have therefore not been issued a Certificate of Public Convenience and Necessity.

WHEREFORE, ORS moves and requests that the Commission grant this Motion to Rescind the Order Numbers listed in Attachment A based on the Applicants failure to comply with the terms and conditions of the Orders. Further, ORS requests that subsequent to the issuance of the Commission Order in this matter that these Dockets be closed.

SOUTH CAROLINA OFFICE OF REGULATORY STAFF



Courtney Dare Edwards, Esquire

OFFICE OF REGULATORY STAFF

1401 Main Street, Suite 900

Columbia, SC 29201

Phone: (803) 737-0800

Fax: (803) 737-0895

Email: cedwards@regstaff.sc.gov

August 28
Columbia, South Carolina

**BEFORE
THE PUBLIC SERVICE COMMISSION
OF SOUTH CAROLINA**

IN RE: Applications for Class C Non-Emergency
Certificates of Public Convenience and Necessity of
Certain Motor Carriers

Affidavit of
Carole Chauvin

- 1) My name is Carole Chauvin and I am employed by the Office of Regulatory Staff ("ORS") as a Program Specialist for the Transportation Department.
- 2) My office is located at 1401 Main Street, Suite 900, Columbia, South Carolina, 29201.
- 3) My duties and responsibilities as a Program Specialist for ORS include serving as custodian of records for business filings associated with motor vehicle carriers subject to the jurisdiction of the Public Service Commission ("PSC").
- 4) It is the regular business practice of ORS to maintain certain business records required to be filed by motor vehicle carriers that are subject to the jurisdiction of the PSC.
- 5) As a result of my duties and responsibilities, I have knowledge of the manner in which the books and records are kept and of any books or records which are not complete or which are not on file with ORS.
- 6) On August 23, 2012, I examined the business records on file with ORS.
- 7) As a result of that examination, I attest that the proof of insurance as required by 26 S.C. Code Regs 103-171 and the records inspection as required by 26 S.C. Code Regs 103-133 (7) and the vehicle(s) inspection as required by 26 S.C. Code Regs 103-150 has not been filed with ORS by the following companies as of August 23, 2012:

238662

Sandra Simmons

DBA J & S Transport Services

2099 Johnsville Road

Smoaks, SC 29481

Docket No. 2012-31-T

Order No. 2012-59

Date of Order: 2/2/2012

238663

Walter Nathaniel and Charlie Meyers

DBA St. Paul A.M.E. Church

1495 N Saint Paul Church Road

Sumter, SC 29154

Docket No. 2012-71-T

Order No. 2012-142

Date of Order: 3/1/2012

238664

Life 180 Transport, LLC

5115 Oriole Court

Summerville, SC 29485

Docket No. 2012-121-T

Order No. 2012-241

Date of Order: 4/17/2012

238665

DCQ, LLC DBA DCQ Transport

180 Caw Caw Drive

Orangeburg, SC 29118

Docket No. 2012-117-T

Order No. 2012-238

Date of Order: 4/18/2012

238666

Darlene Morrison DBA Haddock Transportation

PO Box 1414

Dillon, SC 29536

Docket No. 2012-92-T

Order No. 2012-186

Date of Order: 3/13/2012

238667

AND FURTHER THE AFFIANT SAYETH NOT.

Carole Chauvin

Carole Chauvin
Program Specialist, Transportation Department
Office of Regulatory Staff
1401 Main Street, Suite 900
Columbia, South Carolina 29201

Sworn and subscribed before me
this 23rd day of August, 20 12

[Signature]
Notary Public for South Carolina

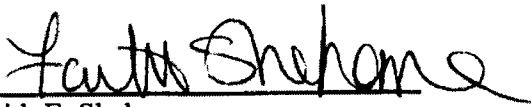
My Commission Expires: 2/10/20

BEFORE
THE PUBLIC SERVICE COMMISSION
OF SOUTH CAROLINA
DOCKET NO. 2012- -T

IN RE:	Petition of the Office of Regulatory Staff to)	
	Rescind the Order of the Public Service)	
	Commission Granting a Class C Non-)	CERTIFICATE OF
	Emergency Certificate of Public Convenience)	SERVICE
	And Necessity to Certain Motor Carriers For)	
	Failure to Comply with Their Commission)	
	Order)	

This is to certify that I, Faith E. Shehane, have this date served one (1) copy of the **MOTION TO RESCIND COMMISSION ORDERS** in the above-referenced matter to the person(s) named below by causing said copy to be deposited in the United States Postal Service, first class postage prepaid and affixed thereto, and addressed as shown below:

[SEE NEXT PAGE FOR LIST OF PARTIES SERVED]


Faith E. Shehane

August 28, 2012
Columbia, South Carolina

Adrian M. Frazier
d/b/a Frazier's Transport
106 Eliza Lane
Summerville, SC 29485

Sandra Simmons
d/b/a J&S Transport Services
2099 Johnsville Road
Smoaks, SC 29481

Walter Nathaniel and Charlie Meyers
d/b/a St. Paul A.M.E. Church
1495 N. Saint Paul Church Road
Sumter, SC 29154

Life 180 Transport, LLC
5115 Oriole Court
Summerville, SC 29485

DCQ, LLC
d/b/a DCQ Transport
180 Caw Caw Drive
Orangeburg, SC 29118

Darlene Morrison
d/b/a Haddock Transportation
PO Box 1414
Dillon, SC 29536